

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KEVIN WAYNE MOBLEY,
Petitioner,

v.

BRIAN COLEMAN, et al.,
Respondents.

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CIVIL ACTION NO. 09-CV-1558

ORDER

AND NOW, this 17th day of September, 2020, in consideration of Petitioner Kevin Wayne Mobley's Motion for Relief from Judgment Under Fed. R. Civ. P. 60(b) (ECF No. 40), it is **ORDERED** that:

1. The Motion is **DISMISSED** for lack of jurisdiction for the reasons set forth in the Court's Memorandum accompanying this Order.

2. A Certificate of Appealability is **DENIED** pursuant to 28 U.S.C. § 2253(c) because reasonable jurists would not debate the propriety of this Court's procedural ruling with respect to these claims. *See Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

BY THE COURT:

/s/Petrese B. Tucker

PETRESE B. TUCKER, J.